THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Henry E. Juszkiewicz et al.

Serial No.:

10/657,769

Filed:

September 8, 2003

For:

Hexaphonic Pickup For Digital Guitar System

Group Art Unit:

2837

Examiner:

Unknown

Attorney's Docket No.

N9349

Customer No.

23456

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present

patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is believed to be timely under MPEP §609(b)(3) because it is being filed before the mailing of a first Office Action on the merits. In the event this is in error, and this filing is crossing in the mail with a first Office Action, any required fees may be charged to Deposit Account No. 23-0035.

Respectfully submitted,

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CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this Information Disclosure Statement, Form PTO-1449 and copies of cited references are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

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on 6-10-04.

Claire Ulanoff

6 - 10 - 94

Date

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U.S. Department of Commerce Patent & Trademark Office

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Filing Date Group Sept. 8, 2003 2837

				Sept. 8, 2003		2837			
Examiner Initial	Document No.	Date	Name	Class	Filing Date Subclass If Appropria				
	2,968,204	Jan 17, 1961	Fender	84	1.16				
	3,066,567	Dec 4, 1962	Kelley, Jr.	84	1.16				
-	3,073,202	Jan 15, 1963	Evans	84	1.14				
	3,073,203	Jan 15, 1963	Evans	84	1.16				
	3,080,785	Mar 12, 1963	Evans	84	1.16				
	3,249,677	May 3, 1966	Burns et al.	84	1.16				
	3,453,920	Jul 8, 1969	Scherer	84	1.16				
	3,530,228	Sep 22, 1970	Scherer	84	1.16				
	3,539,700	Nov 10, 1970	Johnson	84	1.16				
	3,571,483	Mar 16, 1971	Davidson	84	1.16				
	3,712,951	Jan 23, 1973	Rickard	84	1.14				
	3,983,778	Oct 5, 1976	Bartolini	84	1.15				
	4,026,178	May 31, 1977	Fuller	84	1.16				
	4,160,401	Jul 10, 1979	Tomioka	84	1.16				
	4,182,213	Jan 8, 1980	lodice	84	1.15				
	4,189,969	Feb 26, 1980	Katayama et al.	84	1.14				
	4,211,139	Jul 8, 1980	Murakami	84	1.14				
	4,236,433	Dec 2, 1980	Holland	84	1.16				
	4,248,120	Feb 3, 1981	Dickson	84	1.16				
	4,336,734	Jun 29, 1982	Polson	84	1.01				
	4,348,930	Sep 14, 1982	Chobanian et al.	84	726				
	4,378,721	Apr 5, 1983	Kaneko et al.	84	1.14				
	4,378,722	Apr 5, 1983	Isakson	84	1.15				
	4,450,744	May 29, 1984	Shubb	84	1.16				
		FOREIG	N DOCUMENTS		·				
	WO 00/65571	2 November 2000	Gibson Guitar Corp.	(inventors Jusz	kiewicz et al	.)			
•		MISCELL	ANEOUS DOCUMENTS						
	GR Series Analog I	Bass and Guitar Synth							
	Exhibit B. Printout from www.helpwantedproductions.com/guitsyn.htm , dated January 2, 2003 entitled "The Roland GR Series Analog Bass and Guitar Synthesizers".								
		it from <u>www.godingu</u> s and the Roland GR-3	itars.com/grquickstart.h 3", 5 pages.	<u>tm</u> , dated 6/4/2	2004 entitle	d "Godin 13-Pin syn			

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Date Considered

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Page 2 of 3 Comparable to U.S. Department of Commerce Atty. Docket No. Serial No. Form PTO-1449 Patent & Trademark Office N9349 10/657,769 Customer No. 23456 FORMATION DISCLOSURE CITATION (Use several sheets if necessary) **Applicant** Henry E. Juszkiewicz et al. Filing Date Group Sept. 8, 2003 2837 Examiner Filing Date Initial Document No. Date Subclass Name Class If Appropriate 4,534,258 Aug 13, 1985 Anderson 84 728 4,535,668 Aug 20, 1985 Schaller 84 1.15 4,567,805 Feb 4, 1986 Clevinger 84 731 4,624,172 Nov 25, 1986 McDougall 84 726 4,630,520 Dec 23, 1986 Bonanno 84 1.16 4,686,881 Aug 18, 1987 Fender 84 1.15 4,702,141 Oct 27, 1987 Bonanno 84 1.16 4,730,530 Mar 15, 1988 Bonanno 84 1.16 4,748,887 Jun 7, 1988 Marshall 84 1.15 4,794,838 Jan 3, 1989 Corrigan, III 84 1.01 4,823,667 Apr 25, 1989 Deutsch et al. 84 1.16 4,858,509 Aug 22, 1989 Marshall 84 1.16 4,860,625 Aug 29, 1989 Mathews 84 1.16 4,867,027 Sep 19, 1989 Barbera 84 731 4,911,054 Mar 27, 1990 McClish 84 725 5,078,041 Jan 7, 1992 Schmued 84 731 5,085,119 Feb 4, 1992 Cole 724 84 5,109,747 May 5, 1992 Spuler 84 731 5,140,890 Aug 25, 1992 Elion 84 736 5,148,733 Sep 22, 1992 Beller 84 726 5,153,363 Oct 6, 1992 Fishman et al. 84 731 5,155,285 Oct 13, 1992 Fishman 84 731 5,204,487 Apr 20, 1993 Turner 84 731 5,223,660 Jun 29, 1993 Wahlgreen 84 731 MISCELLANEOUS DOCUMENTS Exhibit D. Article from July 2003 Guitar Player Magazine, pages 63-68 entitled "Tech Breakout! Line 6' s Variax is the Ultimate Schizophonic Multitasking Guitar". Exhibit E. Website printout dated 5/23/2003 from RiksMusic.com entitled "Line 6 Variax The world' s first Digital Modeling Guitar". Exhibit F. Printout from www.line6.com/variax/US/FAQ.asp dated 6/4/2004 regarding Variax entitled "Frequently

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Asked Questions".

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a in					2037
Document No.	Date	Name	Class	Subclass	Filing Date
5,233,123	Aug 3, 1993	Rose et al.	84	726	
5,237,126	Aug 17, 1993	Curtis et al.	84	724	
5,322,969	Jun 21, 1994	Aaroe et al.	84	731	
5,354,949	Oct 11, 1994	Zwaan	84	727	
5,399,802	Mar 21, 1995	Blucher	84	726	
5,410,101	Apr 25, 1995	Sakurai	84	731	
5,455,381	Oct 3, 1995	Juszkiewicz et al.	84	731	
5,463,185	Oct 31, 1995	Fishman	84	731	
5,525,750	Jun 11, 1996	Beller	84	726	
5,530,199	Jun 25, 1996	Blucher	84	728	
5,539,147	Jul 23, 1996	Hoshino	84	723	
5,602,353	Feb 11, 1997	Juszkiewicz et al.	84	298	
5,610,357	Mar 11, 1997	Frank-Braun	84	726	
5,668,520	Sep 16, 1997	Kinman	336	84R	""
5,670,733	Sep 23, 1997	Fishman	84	731	
5,723,805	Mar 3, 1998	Lacombe	84	727	
6,353,169	Mar 5, 2002	Juszkiewicz et al.	84	600	
6,392,137	May 21, 2002	Isvan	84	726	
6,686,530	Feb 3, 2004	Juszkiewicz et al.	84	600	
	5,233,123 5,237,126 5,322,969 5,354,949 5,399,802 5,410,101 5,455,381 5,463,185 5,525,750 5,530,199 5,539,147 5,602,353 5,610,357 5,668,520 5,670,733 5,723,805 6,353,169 6,392,137	5,233,123 Aug 3, 1993 5,237,126 Aug 17, 1993 5,322,969 Jun 21, 1994 5,354,949 Oct 11, 1994 5,399,802 Mar 21, 1995 5,410,101 Apr 25, 1995 5,455,381 Oct 3, 1995 5,463,185 Oct 31, 1995 5,525,750 Jun 11, 1996 5,530,199 Jun 25, 1996 5,539,147 Jul 23, 1996 5,602,353 Feb 11, 1997 5,610,357 Mar 11, 1997 5,668,520 Sep 16, 1997 5,670,733 Sep 23, 1997 5,723,805 Mar 3, 1998 6,353,169 Mar 5, 2002 6,392,137 May 21, 2002 6,686,530 Feb 3, 2004	5,233,123 Aug 3, 1993 Rose et al. 5,237,126 Aug 17, 1993 Curtis et al. 5,322,969 Jun 21, 1994 Aaroe et al. 5,354,949 Oct 11, 1994 Zwaan 5,399,802 Mar 21, 1995 Blucher 5,410,101 Apr 25, 1995 Sakurai 5,455,381 Oct 3, 1995 Juszkiewicz et al. 5,463,185 Oct 31, 1995 Fishman 5,525,750 Jun 11, 1996 Beller 5,530,199 Jun 25, 1996 Blucher 5,539,147 Jul 23, 1996 Hoshino 5,602,353 Feb 11, 1997 Juszkiewicz et al. 5,610,357 Mar 11, 1997 Frank-Braun 5,668,520 Sep 16, 1997 Kinman 5,670,733 Sep 23, 1997 Fishman 5,723,805 Mar 3, 1998 Lacombe 6,353,169 Mar 5, 2002 Juszkiewicz et al. 6,686,530 Feb 3, 2004 Juszkiewicz et al.	Document No. Date Name Class 5,233,123 Aug 3, 1993 Rose et al. 84 5,237,126 Aug 17, 1993 Curtis et al. 84 5,322,969 Jun 21, 1994 Aaroe et al. 84 5,354,949 Oct 11, 1994 Zwaan 84 5,399,802 Mar 21, 1995 Blucher 84 5,410,101 Apr 25, 1995 Sakurai 84 5,455,381 Oct 3, 1995 Juszkiewicz et al. 84 5,463,185 Oct 31, 1995 Fishman 84 5,525,750 Jun 11, 1996 Beller 84 5,530,199 Jun 25, 1996 Blucher 84 5,539,147 Jul 23, 1996 Hoshino 84 5,602,353 Feb 11, 1997 Juszkiewicz et al. 84 5,610,357 Mar 11, 1997 Frank-Braun 84 5,668,520 Sep 16, 1997 Kinman 336 5,670,733 Sep 23, 1997 Fishman 84 5,723,805 Mar 3, 1998	Document No. Date Name Class Subclass 5,233,123 Aug 3, 1993 Rose et al. 84 726 5,237,126 Aug 17, 1993 Curtis et al. 84 724 5,322,969 Jun 21, 1994 Aaroe et al. 84 731 5,354,949 Oct 11, 1994 Zwaan 84 727 5,399,802 Mar 21, 1995 Blucher 84 726 5,410,101 Apr 25, 1995 Sakurai 84 731 5,455,381 Oct 3, 1995 Juszkiewicz et al. 84 731 5,463,185 Oct 31, 1995 Fishman 84 731 5,525,750 Jun 11, 1996 Beller 84 726 5,530,199 Jun 25, 1996 Blucher 84 728 5,539,147 Jul 23, 1996 Hoshino 84 723 5,602,353 Feb 11, 1997 Juszkiewicz et al. 84 726 5,668,520 Sep 16, 1997 Kinman 336 84R 5,7

MISCELLANEOUS DOCUMENTS

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